

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Servants – Transport Department – Sri G.Ramesh, Motor Vehicles Inspector (Expired) – Allegations of possession of assets disproportionate to known sources of income - Dismissed from Service – Orders Rescinded – Penalty imposed and reinstated in to service – Further action closed – Orders – Issued.

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TRANSPORT, ROADS & BUILDINGS (Vig.III.2) DEPARTMENT

G.O.Rt.No. 43 .

Dated: 17<sup>th</sup> January, 2012.  
Read the following:-

- 1) G.O.Ms.No.72, Transport, Roads & Buildings (Transport.I) Department, Dated 07.05.2003.
- 2) Orders of A.P.Administrative Tribunal Dated 28.10.2005 in O.A. No.4994/2005 filed by Sri G.Ramesh, Motor Vehicle Inspector.
- 3) Judgement of Hon'ble High Court of Andhra Pradesh Dated 29.09.2006 in W.P.No.11364/06 filed by Government.
- 4) From Sri G.Ramesh, MVI, representation Dated 22.01.2007.
- 5) G.O.Ms.No.39, Transport, Roads & Buildings (Vig.III) Department, Dated 14.02.2007.
- 6) Govt.Memo.No.12103/Vig.III/2/2005-11, Dated 14.02.2007.
- 7) Proceedings of Transport Commission R.No.37326/V3/1995, Dated 28.02.2007.
- 8) G.O.Rt.No.686, TR&B (Vig.III.2) Department, Dated 08.05.2008.
- 9) Orders of A.P.A.T. dt.10.08.2011 in O.A.No.7151/2008 filed by Smt G.Shobha Rani, W/o.G.Ramesh, MVI(Expired).

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O R D E R:

In the G.O. 1<sup>st</sup> read above, orders were issued imposing the penalty of dismissal from service against Sri G.Ramesh, Motor Vehicle Inspector on the allegation of acquisition of assets disproportionate to the known sources of his income.

2. Aggrieved by the above orders, Sri G.Ramesh filed O.A.No.4994/2005. The Hon'ble Administrative Tribunal in its orders 2<sup>nd</sup> read above, have set aside the orders issued in the G.O. 1<sup>st</sup> read above.

3. Government have filed W.P.No.11364/2006 against the said orders. The Hon'ble High Court in its judgement 3<sup>rd</sup> read above upheld the orders of Honourable Tribunal and also held that the statutory authority shall pass appropriate orders upon consideration of the material available on record afresh.

4. In the representation 4<sup>th</sup> read above, Sri G.Ramesh, Motor Vehicle Inspector (under suspension) has requested to drop further action against him and also to reinstate him into service.

5. In the G.O. 5<sup>th</sup> read above, Government have issued orders rescinding the G.O. 1<sup>st</sup> read above. In the Proceedings 7<sup>th</sup> read above, the Transport Commissioner, placed Sri G.Ramesh, Motor Vehicle Inspector under deemed suspension w.e.f. 07.05.2003.

6. In the G.O. 8<sup>th</sup> read above, Government have modified the penalty of dismissal issued in the G.O. 1<sup>st</sup> read above to that of withholding of three annual grade increments with cumulative effect against Sri G.Ramesh, Motor Vehicle Inspector (under suspension) and also ordered for his reinstatement into service.

P.T.O.,

7. Against the said punishment, Sri G.Ramesh filed O.A.No.7151/2008 with a prayer to treat the suspension period as duty etc. and while the said O.A. is pending, Sri G.Ramesh Motor Vehicle Inspector expired on 19.1.2009 and his wife and children came on record as applicants being legal representatives.

8. The Hon'ble Administrative Tribunal in its orders 9<sup>th</sup> read above, allowed the O.A.No.7151/2008 and while setting aside the orders passed in G.O.Ms.No.686, Dated 08.05.2011, has observed that the period from the date of dismissal till the date of reinstatement as deemed suspension i.e from 07.05.2003 to the date of reinstatement is liable to be treated as duty and the applicants who are Legal Representatives of the deceased applicant are entitled for all the benefits of fixation of pay and also family pension and other death benefits of the deceased applicant and therefore directed to release death-cum-retiral benefits of the deceased applicant to the Legal Representatives 1 to 4 who are entitled to these benefits and the respondents are directed to release these benefits.

9. Government after careful examination of the matter, have observed that this is a case where Andhra Pradesh Administrative Tribunal has exonerated Sri G.Ramesh, Motor Vehicle Inspector from the charges and the employee also died on 19.01.2009 and felt that there is no need to go on appeal at this stage. Government therefore, decide to close the case against Sri G.Ramesh and to release the benefits of Sri G.Ramesh, Motor Vehicle Inspector(expired) as per the orders of Hon'ble Andhra Pradesh Administrative Tribunal 9<sup>th</sup> read above.

10. Accordingly, Government hereby close further action against Sri G. Ramesh, Motor Vehicle Inspector(expired) in the case and order to release the benefits of Sri G.Ramesh, Motor Vehicle Inspector(expired) as directed by the Hon'ble Andhra Pradesh Administrative Tribunal in the 9<sup>th</sup> read above.

11. The Transport Commissioner, Andhra Pradesh, Hyderabad shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.LAKSHMI PARTHASARATHY,  
PRINCIPAL SECRETARY TO GOVERNMENT.

To

Smt G.Shobha Rani, W/o.Late G.Ramesh, Motor Vehicle Inspector through the Transport Commissioner, Andhra Pradesh, Hyderabad.

The Transport Commissioner, Andhra Pradesh, Hyderabad.

Copy to:

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary, A.P.Vigilance Commission, Hyderabad.

The Pay & Accounts Officer, Andhra Pradesh, Hyderabad.

The Director of Treasuries and Accounts, Andhra Pradesh, Hyderabad.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER.